

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

WAYNE VAN SCOY, )  
Plaintiff and )  
Counterclaim-Defendant, )  
v. )  
VAN SCOY DIAMOND MINE OF ) Case No. 05-108 (KAJ)  
DELAWARE, INC., a Delaware corporation, )  
KURT VAN SCOY, and DONNA VAN SCOY, )  
Defendants and )  
Counterclaim-Plaintiffs. )

**STIPULATION AND ORDER EXTENDING TIME**

The parties, by their undersigned counsel, hereby stipulate and agree, subject to the approval of the Court, to amend the Scheduling Order dated April 26, 2005, to reflect the following extension of time:

Answering briefs and affidavits shall be served and filed on or before November 30, 2005.

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Dated: November 15, 2005

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Dated: November 15, 2005

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SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
United States District Court Judge